REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register:	09 April 2003
Name of applicant/court:	The District Court at Manukau
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	Hustler's Barely Legal January 2001
Other Known Title(s):	Hustler Barely Legal January 2001 Vol.8 No.5
Director(s):	Not Applicable
Producer(s):	Not Applicable
Publisher:	Live Periodicals Inc.
Author(s):	Not Applicable
Format:	Magazine - Periodical
Country of Origin:	USA
Language(s):	English

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Components of film originally examined: Not Applicable.

Feature: Running Time:

Trailers: Running Time:

Total Running Time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

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Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

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Direction to issue a label has been given on: Not Applicable.

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SUMMARY OF THE REASONS FOR DECISION:

The magazine entitled *Hustler's Barely Legal January 2001* is classified as: Objectionable.

The magazine promotes and supports the exploitation of young persons for sexual purposes and tends to promote and support the use of urine in association with sexual conduct. The magazine comprises photostories containing depictions of young naked females and explicit sexual text. Even though these models are said to be over 18 years of age, some of them appear younger and this is further accentuated by text accompanying these images concentrating on youthfulness and sexual inexperience. Other images and text with advertisements, letters and articles advance the idea of sexual activity between young persons and adults. Collectively these images and text are presented for the sexual arousal of the adult male reader and present young persons as legitimate partners for adults in sexual activity. The magazine therefore promotes and supports the exploitation of young persons for sexual purposes. The magazine also contains advertisements that depict and/or refer to urination in association with sexual activity. They are intended for the purpose of sexual arousal of the reader and normalise this conduct. Therefore the magazine also tends to promote and support the use of urine in association with sexual conduct.

The criteria applied by the Office of Film and Literature Classification resulting in the ban on the availability of this publication are prescribed by law. For the reasons given above, this publication promotes and supports an activity listed in s3(2) of the Films, Videos, Publications Classification Act 1993, thus deeming the publication objectionable. A classification of "objectionable" places a limit on the right to the freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990. However, in relation to this publication, the classification is considered to be a

reasonable limit prescribed by law that can be demonstrably justified in a free and democratic society.

OFLC No: 201997